

The JS-CAND 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

ALANA WATKINS, individually and on behalf of all others similarly situated,

(b) County of Residence of First Listed Plaintiff Santa Cruz
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

L. Timothy Fisher, Bursor & Fisher, P.A., 1990 N. California Blvd., 9th Floor
Walnut Creek, CA 94596 Tel.: (925) 300-4455

DEFENDANTS

RISEWELL LLC, d/b/a RISEWELL,

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

☐ 1 U.S. Government Plaintiff

☐ 2 U.S. Government Defendant

☐ 3 Federal Question
(U.S. Government Not a Party)

☒ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input checked="" type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<div><div><div>110 Insurance</div><div>120 Marine</div><div>130 Miller Act</div><div>140 Negotiable Instrument</div><div>150 Recovery of Overpayment Of Veteran's Benefits</div><div>151 Medicare Act</div><div>152 Recovery of Defaulted Student Loans (Excludes Veterans)</div><div>153 Recovery of Overpayment of Veteran's Benefits</div><div>160 Stockholders' Suits</div><div>190 Other Contract</div><div>195 Contract Product Liability</div><div>196 Franchise</div></div><div><div>PERSONAL INJURY</div><div><div>310 Airplane</div><div>315 Airplane Product Liability</div><div>320 Assault, Libel & Slander</div><div>330 Federal Employers' Liability</div><div>340 Marine</div><div>345 Marine Product Liability</div><div>350 Motor Vehicle</div><div>355 Motor Vehicle Product Liability</div><div>360 Other Personal Injury</div><div>362 Personal Injury -Medical Malpractice</div></div><div><div>PERSONAL INJURY</div><div><div>365 Personal Injury – Product Liability</div><div>367 Health Care/ Pharmaceutical Personal Injury Product Liability</div><div>368 Asbestos Personal Injury Product Liability</div></div><div><div>PERSONAL PROPERTY</div><div><div>370 Other Fraud</div><div>371 Truth in Lending</div><div>380 Other Personal Property Damage</div><div>385 Property Damage Product Liability</div></div><div><div>CIVIL RIGHTS</div><div><div>440 Other Civil Rights</div><div>441 Voting</div><div>442 Employment</div><div>443 Housing/ Accommodations</div><div>445 Amer. w/Disabilities– Employment</div><div>446 Amer. w/Disabilities–Other</div><div>448 Education</div></div><div><div>PRISONER PETITIONS</div><div><div>HABEAS CORPUS</div><div>463 Alien Detainee</div><div>510 Motions to Vacate Sentence</div><div>530 General</div><div>535 Death Penalty</div></div><div><div>OTHER</div><div><div>540 Mandamus & Other</div><div>550 Civil Rights</div><div>555 Prison Condition</div><div>560 Civil Detainee– Conditions of Confinement</div></div></div></div><div><div>REAL PROPERTY</div><div><div>210 Land Condemnation</div><div>220 Foreclosure</div><div>230 Rent Lease & Ejectment</div><div>240 Torts to Land</div><div>245 Tort Product Liability</div><div>290 All Other Real Property</div></div></div></div><div><div>V. ORIGIN (Place an "X" in One Box Only)</div><div><div><div><input checked="" type="checkbox"/> 1 Original Proceeding</div><div><input type="checkbox"/> 2 Removed from State Court</div><div><input type="checkbox"/> 3 Remanded from Appellate Court</div><div><input type="checkbox"/> 4 Reinstated or Reopened</div><div><input type="checkbox"/> 5 Transferred from Another District (specify)</div><div><input type="checkbox"/> 6 Multidistrict Litigation–Transfer</div><div><input type="checkbox"/> 8 Multidistrict Litigation–Direct File</div></div></div></div><div><div>VI. CAUSE OF ACTION</div><div><div>Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 28 U.S.C. § 1332(d)</div><div>Brief description of cause: Defendant fraudulently advertises its products.</div></div></div><div><div>VII. REQUESTED IN COMPLAINT:</div><div><div><div>CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, Fed. R. Civ. P.</div><div>DEMAND \$ 5,000,000.00+</div><div>CHECK YES only if demanded in complaint: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</div></div></div></div><div><div>VIII. RELATED CASE(S), IF ANY (See instructions):</div><div><div>JUDGE</div><div>DOCKET NUMBER</div></div></div><div><div>IX. DIVISIONAL ASSIGNMENT (Civil Local Rule 3-2)</div><div><div>(Place an "X" in One Box Only)</div><div><div><input type="checkbox"/> SAN FRANCISCO/OAKLAND</div><div><input checked="" type="checkbox"/> SAN JOSE</div><div><input type="checkbox"/> EUREKA-MCKINLEYVILLE</div></div></div></div></div></div><div data-bbox="40 1995 1583 2037" data-label="Page-Footer"><div>DATE 10/25/2024</div><div>SIGNATURE OF ATTORNEY OF RECORD /s/ L. Timothy Fisher</div></div></div></div>				